



Education Council Action Meeting Packet

**Monday, April 10, 2006
10:00 am - 12:00 pm
Morris Hall**

**Allan G. Bense
Speaker**

**Dennis K. Baxley
Council Chair**

COUNCIL MEETING REPORT

Education Council

4/10/2006 10:00:00AM

Location: Morris Hall (17 HOB)

Attendance:

| | <i>Present</i> | <i>Absent</i> | <i>Excused</i> |
|-----------------------------|----------------|---------------|----------------|
| Dennis Baxley (Chair) | X | | |
| Rafael Arza | X | | |
| Loranne Ausley | X | | |
| Dorothy Bendross-Mindingall | X | | |
| Larry Cretul | X | | |
| David Mealor | X | | |
| Pat Patterson | X | | |
| Joe Pickens | | | X |
| David Rivera | X | | |
| John Stargel | X | | |
| Totals: | 9 | 0 | 1 |

COUNCIL MEETING REPORT

Education Council

4/10/2006 10:00:00AM

Location: Morris Hall (17 HOB)

HB 19 : University Building Designation

☒ *Favorable With Committee Substitute*

| | <i>Yea</i> | <i>Nay</i> | <i>No Vote</i> | <i>Absentee Yea</i> | <i>Absentee Nay</i> |
|-----------------------------|------------|----------------------|----------------|-------------------------|-------------------------|
| Rafael Arza | X | | | | |
| Loranne Ausley | X | | | | |
| Dorothy Bendross-Mindingall | X | | | | |
| Larry Cretul | X | | | | |
| David Mealor | X | | | | |
| Pat Patterson | X | | | | |
| Joe Pickens | | | X | | |
| David Rivera | X | | | | |
| John Stargel | | X | | | |
| Dennis Baxley (Chair) | X | | | | |
| Total Yeas: 8 | | Total Nays: 1 | | | |

COUNCIL MEETING REPORT

Education Council

4/10/2006 10:00:00AM

Location: Morris Hall (17 HOB)

HB 135 CS : Charter Schools

☒ Favorable

| | <i>Yea</i> | <i>Nay</i> | <i>No Vote</i> | <i>Absentee Yea</i> | <i>Absentee Nay</i> |
|-----------------------------|------------|---------------|----------------|-------------------------|-------------------------|
| Rafael Arza | X | | | | |
| Loranne Ausley | X | | | | |
| Dorothy Bendross-Mindingall | X | | | | |
| Larry Cretul | X | | | | |
| David Mealor | X | | | | |
| Pat Patterson | X | | | | |
| Joe Pickens | | | X | | |
| David Rivera | X | | | | |
| John Stargel | X | | | | |
| Dennis Baxley (Chair) | X | | | | |
| Total Yeas: 9 | | Total Nays: 0 | | | |

COUNCIL MEETING REPORT

Education Council

4/10/2006 10:00:00AM

Location: Morris Hall (17 HOB)

HB 263 : Florida Prepaid College Program

☒ Favorable With Committee Substitute

| | Yea | Nay | No Vote | Absentee Yea | Absentee Nay |
|-----------------------------|-----|---------------|---------|-----------------|-----------------|
| Rafael Arza | X | | | | |
| Loranne Ausley | X | | | | |
| Dorothy Bendross-Mindingall | X | | | | |
| Larry Cretul | X | | | | |
| David Mealor | X | | | | |
| Pat Patterson | X | | | | |
| Joe Pickens | | | X | | |
| David Rivera | X | | | | |
| John Stargel | | X | | | |
| Dennis Baxley (Chair) | X | | | | |
| Total Yeas: 8 | | Total Nays: 1 | | | |

COUNCIL MEETING REPORT

Education Council

4/10/2006 10:00:00AM

Location: Morris Hall (17 HOB)

HB 741 CS : Florida Center for Solid and Hazardous Waste Management

☒ *Favorable*

| | <i>Yea</i> | <i>Nay</i> | <i>No Vote</i> | <i>Absentee Yea</i> | <i>Absentee Nay</i> |
|-----------------------------|------------|----------------------|----------------|-------------------------|-------------------------|
| Rafael Arza | X | | | | |
| Loranne Ausley | X | | | | |
| Dorothy Bendross-Mindingall | X | | | | |
| Larry Cretul | X | | | | |
| David Mealor | X | | | | |
| Pat Patterson | X | | | | |
| Joe Pickens | | | X | | |
| David Rivera | X | | | | |
| John Stargel | X | | | | |
| Dennis Baxley (Chair) | X | | | | |
| Total Yeas: 9 | | Total Nays: 0 | | | |

Appearances:

HB 741

David Dee, Chairman - Proponent

UF Center for Solid & Hazardous Waste Management's Advisory Board

234 Rosehill Drive

Tallahassee Florida 32312

Phone: 222-7206

COUNCIL MEETING REPORT

Education Council

4/10/2006 10:00:00AM

Location: Morris Hall (17 HOB)

HB 765 : Discounted Computers and Internet Access for Students

☒ *Favorable*

| | <i>Yea</i> | <i>Nay</i> | <i>No Vote</i> | <i>Absentee Yea</i> | <i>Absentee Nay</i> |
|-----------------------------|------------|----------------------|----------------|-------------------------|-------------------------|
| Rafael Arza | X | | | | |
| Loranne Ausley | X | | | | |
| Dorothy Bendross-Mindingall | X | | | | |
| Larry Cretul | X | | | | |
| David Mealor | X | | | | |
| Pat Patterson | X | | | | |
| Joe Pickens | | | X | | |
| David Rivera | X | | | | |
| John Stargel | X | | | | |
| Dennis Baxley (Chair) | X | | | | |
| Total Yeas: 9 | | Total Nays: 0 | | | |

Appearances:

HB 765

Frank Meiners - Proponent

P. O. Box 1633

Tallahassee Florida

Phone: 201-2075

COUNCIL MEETING REPORT

Education Council

4/10/2006 10:00:00AM

Location: Morris Hall (17 HOB)

HB 795 CS : Student Financial Assistance

☒

Favorable With Committee Substitute

| | Yea | Nay | No Vote | Absentee Yea | Absentee Nay |
|-----------------------------|-----|---------------|---------|-----------------|-----------------|
| Rafael Arza | X | | | | |
| Loranne Ausley | X | | | | |
| Dorothy Bendross-Mindingall | X | | | | |
| Larry Cretul | X | | | | |
| David Mealor | X | | | | |
| Pat Patterson | X | | | | |
| Joe Pickens | | | X | | |
| David Rivera | X | | | | |
| John Stargel | X | | | | |
| Dennis Baxley (Chair) | X | | | | |
| Total Yeas: 9 | | Total Nays: 0 | | | |

COUNCIL MEETING REPORT

Education Council

4/10/2006 10:00:00AM

Location: Morris Hall (17 HOB)

HB 801 CS : Florida Ready to Work Certification Program

☒ *Favorable*

| | <i>Yea</i> | <i>Nay</i> | <i>No Vote</i> | <i>Absentee Yea</i> | <i>Absentee Nay</i> |
|-----------------------------|------------|----------------------|----------------|-------------------------|-------------------------|
| Rafael Arza | X | | | | |
| Loranne Ausley | X | | | | |
| Dorothy Bendross-Mindingall | X | | | | |
| Larry Cretul | X | | | | |
| David Mealor | X | | | | |
| Pat Patterson | X | | | | |
| Joe Pickens | | | X | | |
| David Rivera | X | | | | |
| John Stargel | X | | | | |
| Dennis Baxley (Chair) | X | | | | |
| Total Yeas: 9 | | Total Nays: 0 | | | |

COUNCIL MEETING REPORT

Education Council

4/10/2006 10:00:00AM

Location: Morris Hall (17 HOB)

HB 873 CS : Building Designations

☒ Favorable With Committee Substitute

| | Yea | Nay | No Vote | Absentee Yea | Absentee Nay |
|-----------------------------|-----|---------------|---------|-----------------|-----------------|
| Rafael Arza | X | | | | |
| Loranne Ausley | X | | | | |
| Dorothy Bendross-Mindingall | X | | | | |
| Larry Cretul | X | | | | |
| David Mealor | X | | | | |
| Pat Patterson | X | | | | |
| Joe Pickens | | | X | | |
| David Rivera | X | | | | |
| John Stargel | | X | | | |
| Dennis Baxley (Chair) | X | | | | |
| Total Yeas: 8 | | Total Nays: 1 | | | |

COUNCIL MEETING REPORT

Education Council

4/10/2006 10:00:00AM

Location: Morris Hall (17 HOB)

HB 899 : Regional Consortium Service Organizations

☒ Favorable

| | Yea | Nay | No Vote | Absentee Yea | Absentee Nay |
|-----------------------------|-----|---------------|---------|-----------------|-----------------|
| Rafael Arza | X | | | | |
| Loranne Ausley | X | | | | |
| Dorothy Bendross-Mindingall | X | | | | |
| Larry Cretul | X | | | | |
| David Mealor | X | | | | |
| Pat Patterson | X | | | | |
| Joe Pickens | | | X | | |
| David Rivera | X | | | | |
| John Stargel | X | | | | |
| Dennis Baxley (Chair) | X | | | | |
| Total Yeas: 9 | | Total Nays: 0 | | | |

Appearances:

HB 899

Bob Cerra, Governmental Consultant - Proponent
North East Florida Educational Consortia (NEFEC)
206-B South Monroe Street
Tallahassee Florida 32301
Phone: 222-4428

COUNCIL MEETING REPORT

Education Council

4/10/2006 10:00:00AM

Location: Morris Hall (17 HOB)

HB 1171 : Travel to Terrorist States

☒ *Favorable*

| | <i>Yea</i> | <i>Nay</i> | <i>No Vote</i> | <i>Absentee Yea</i> | <i>Absentee Nay</i> |
|---|------------|------------|----------------|-------------------------|-------------------------|
| Rafael Arza | X | | | | |
| Loranne Ausley | X | | | | |
| Dorothy Bendross-Mindingall | X | | | | |
| Larry Cretul | X | | | | |
| David Mealor | X | | | | |
| Pat Patterson | X | | | | |
| Joe Pickens | | | X | | |
| David Rivera | X | | | | |
| John Stargel | X | | | | |
| Dennis Baxley (Chair) | X | | | | |
| Total Yeas: 9 Total Nays: 0 | | | | | |

COUNCIL MEETING REPORT

Education Council

4/10/2006 10:00:00AM

Location: Morris Hall (17 HOB)

HB 1237 CS : Advanced Science and Technology Research

☒ *Favorable With Committee Substitute*

| | <i>Yea</i> | <i>Nay</i> | <i>No Vote</i> | <i>Absentee Yea</i> | <i>Absentee Nay</i> |
|-----------------------------|------------|----------------------|----------------|-------------------------|-------------------------|
| Rafael Arza | X | | | | |
| Loranne Ausley | X | | | | |
| Dorothy Bendross-Mindingall | X | | | | |
| Larry Cretul | X | | | | |
| David Mealor | X | | | | |
| Pat Patterson | | | X | | |
| Joe Pickens | X | | | | |
| David Rivera | X | | | | |
| John Stargel | X | | | | |
| Dennis Baxley (Chair) | X | | | | |
| Total Yeas: 9 | | Total Nays: 0 | | | |

Appearances:

HB 1237

Jack Sullivan, President - Proponent

FI Research Consortium

150 South Monroe Street

Tallahassee Florida 32301

Phone: 425-5223

COUNCIL MEETING REPORT

Education Council

4/10/2006 10:00:00AM

Location: Morris Hall (17 HOB)

HB 1373 CS : Supplemental Educational Services

☒ *Temporarily Deferred*

COUNCIL MEETING REPORT

Education Council

4/10/2006 10:00:00AM

Location: Morris Hall (17 HOB)

HB 7039 : K-8 Virtual Schools

☒ Favorable

| | <i>Yea</i> | <i>Nay</i> | <i>No Vote</i> | <i>Absentee Yea</i> | <i>Absentee Nay</i> |
|----------------------------------|------------|------------|----------------|-------------------------|-------------------------|
| Rafael Arza | X | | | | |
| Loranne Ausley | X | | | | |
| Dorothy Bendross-Mindingall | X | | | | |
| Larry Cretul | X | | | | |
| David Mealor | X | | | | |
| Pat Patterson | X | | | | |
| Joe Pickens | | | X | | |
| David Rivera | X | | | | |
| John Stargel | X | | | | |
| Dennis Baxley (Chair) | X | | | | |
| Total Yeas: 9 Total Nays: 0 | | | | | |

COUNCIL MEETING REPORT

Education Council

4/10/2006 10:00:00AM

Location: Morris Hall (17 HOB)

HB 7119 CS : Student Athlete Recruiting

☒ *Favorable With Committee Substitute*

| | <i>Yea</i> | <i>Nay</i> | <i>No Vote</i> | <i>Absentee Yea</i> | <i>Absentee Nay</i> |
|-----------------------------|------------|----------------------|----------------|-------------------------|-------------------------|
| Rafael Arza | X | | | | |
| Loranne Ausley | X | | | | |
| Dorothy Bendross-Mindingall | X | | | | |
| Larry Cretul | X | | | | |
| David Mealor | X | | | | |
| Pat Patterson | X | | | | |
| Joe Pickens | | | X | | |
| David Rivera | X | | | | |
| John Stargel | X | | | | |
| Dennis Baxley (Chair) | X | | | | |
| Total Yeas: 9 | | Total Nays: 0 | | | |

Appearances:

HB 7119

J. Mixon - Proponent
119 East Park Avenue
Tallahassee Florida
Phone: 222-2591

COUNCIL MEETING REPORT

Education Council

4/10/2006 10:00:00AM

Location: Morris Hall (17 HOB)

Summary:

Education Council

Monday April 10, 2006 10:00 am

| | | | |
|------------|-------------------------------------|---------|---------|
| HB 19 | Favorable With Committee Substitute | Yeas: 8 | Nays: 1 |
| HB 135 CS | Favorable | Yeas: 9 | Nays: 0 |
| HB 263 | Favorable With Committee Substitute | Yeas: 8 | Nays: 1 |
| HB 741 CS | Favorable | Yeas: 9 | Nays: 0 |
| HB 765 | Favorable | Yeas: 9 | Nays: 0 |
| HB 795 CS | Favorable With Committee Substitute | Yeas: 9 | Nays: 0 |
| HB 801 CS | Favorable | Yeas: 9 | Nays: 0 |
| HB 873 CS | Favorable With Committee Substitute | Yeas: 8 | Nays: 1 |
| HB 899 | Favorable | Yeas: 9 | Nays: 0 |
| HB 1171 | Favorable | Yeas: 9 | Nays: 0 |
| HB 1237 CS | Favorable With Committee Substitute | Yeas: 9 | Nays: 0 |
| HB 1373 CS | Temporarily Deferred | | |
| HB 7039 | Favorable | Yeas: 9 | Nays: 0 |
| HB 7119 CS | Favorable With Committee Substitute | Yeas: 9 | Nays: 0 |

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. 0019

COUNCIL/COMMITTEE ACTION

ADOPTED _____ (Y/N)
ADOPTED AS AMENDED _____ (Y/N)
ADOPTED W/O OBJECTION ☒ (Y/N)
FAILED TO ADOPT _____ (Y/N)
WITHDRAWN _____ (Y/N)
OTHER _____

Council/Committee hearing bill: Education Council
Representative(s) Justice and Galvano offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause and insert:

Section 1. (1) The building known as Coquina Hall,
located on the campus of the University of South Florida St.
Petersburg in Pinellas County, is designated "H. William Heller
Hall."

(2) The University of South Florida St. Petersburg is
directed to erect suitable markers designating H. William Heller
Hall as described in subsection (1).

(3) This section shall take effect upon the effective date
of the retirement or resignation of H. William Heller from, or
the termination of H. William Heller's employment with, the
University of South Florida St. Petersburg.

Section 2. Joseph P. D'Alessandro Office Complex
designated; Department of Management Services to erect suitable
markers.--

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

(1) The State of Florida Office Complex at 2295 Victoria Avenue in Fort Myers, Lee County, is designated as the "Joseph P. D'Alessandro Office Complex."

(2) The Department of Management Services is directed to erect suitable markers designating the Joseph P. D'Alessandro Office Complex as described in subsection (1).

Section 3. John M. McKay Visitors' Pavilion designated; Florida State University to erect suitable markers.--

(1) The proposed entrance pavilion at the John and Mabel Ringling Museum of Art at the Florida State University Center for Cultural Arts in Sarasota is designated as the "John M. McKay Visitors' Pavilion."

(2) Florida State University is authorized to erect suitable markers designating the John M. McKay Visitors' Pavilion as described in subsection (1).

Section 4. Reubin O'D. Askew Student Life Center designated; Florida State University to erect suitable markers.--

(1) The Student Life Building at Florida State University is designated as the "Reubin O'D. Askew Student Life Center."

(2) Florida State University is authorized to erect suitable markers designating the Reubin O'D. Askew Student Life Center as described in subsection (1).

Section 5. Sherrill Williams Ragans Hall designated; Florida State University to erect suitable markers.--

(1) The new residence hall complex at Florida State University, located at 921 College Avenue, is designated as "Sherrill Williams Ragans Hall."

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

48 (2) Florida State University is authorized to erect
49 suitable markers designating Sherrill Williams Ragans Hall as
50 described in subsection (1).

51 Section 6. John Thrasher Building designated; Florida
52 State University to erect suitable markers.--

53 (1) The Education and Administration Building at the
54 Florida State University College of Medicine is designated as
55 the "John Thrasher Building."

56 (2) Florida State University is authorized to erect
57 suitable markers designating the John Thrasher Building as
58 described in subsection (1).

59 Section 7. Mike Martin Field at Dick Howser Stadium
60 designated; Florida State University to erect suitable
61 markers.--

62 (1) The baseball field at Florida State University is
63 designated as the "Mike Martin Field at Dick Howser Stadium."

64 (2) Florida State University is authorized to erect
65 suitable markers designating the Mike Martin Field at Dick
66 Howser Stadium as described in subsection (1).

67 Section 8. JoAnne Graf Softball Field designated; Florida
68 State University to erect suitable markers.--

69 (1) The softball field at Florida State University is
70 designated as the "JoAnne Graf Field."

71 (2) Florida State University is authorized to erect
72 suitable markers designating the JoAnne Graf Field as described
73 in subsection (1).

74 Section 9. Powell Family Structures and Materials
75 Laboratory designated; University of Florida to erect suitable
76 markers.--

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

77 (1) The new Structures and Materials Research Laboratory
78 for the College of Engineering at the University of Florida is
79 designated as the "Powell Family Structures and Materials
80 Laboratory."

81 (2) The University of Florida is directed to erect
82 suitable markers designating the Powell Family Structures and
83 Materials Laboratory as described in subsection (1).

84 Section 10. Steinbrenner Band Hall designated; University
85 of Florida to erect suitable markers.--

86 (1) The proposed band rehearsal facility at the University
87 of Florida is designated as "Steinbrenner Band Hall."

88 (2) The University of Florida is directed to erect
89 suitable markers designating Steinbrenner Band Hall as described
90 in subsection (1).

91 Section 11. Jim and Alexis Pugh Hall designated;
92 University of Florida to erect suitable markers.--

93 (1) The building that will house the Graham Center and
94 other programs at the University of Florida to be built near
95 Newell Hall is designated as "Jim and Alexis Pugh Hall."

96 (2) The University of Florida is directed to erect
97 suitable markers which shall read "Pugh Hall."

98 Section 12. L. E. "Red" Larson Dairy Science Building
99 designated; University of Florida to erect suitable markers.--

100 (1) The Dairy Science Building at the University of
101 Florida is designated as the "L. E. 'Red' Larson Dairy Science
102 Building."

103 (2) The University of Florida is directed to erect
104 suitable markers which shall read "Larson Hall."

105 Section 13. Kleist Health Education Center designated;
106 Florida Gulf Coast University to erect suitable markers.--

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

107 (1) The student community educational facility for health
108 at Florida Gulf Coast University is designated as "Kleist Health
109 Education Center."

110 (2) Florida Gulf Coast University is directed to erect
111 suitable markers designating the Kleist Health Education Center
112 as described in subsection (1).

113 Section 14. Herbert J. Sugden Hall designated; Florida
114 Gulf Coast University to erect suitable markers.--

115 (1) The Resort and Hospitality Management Program facility
116 is designated as "Herbert J. Sugden Hall."

117 (2) Florida Gulf Coast University is directed to erect
118 suitable markers designating the Herbert J. Sugden Hall as
119 described in subsection (1).

120 Section 15. Holmes Hall designated; Florida Gulf Coast
121 University to erect suitable markers.--

122 (1) The engineering program facility at Florida Gulf Coast
123 University is designated as "Holmes Hall."

124 (2) Florida Gulf Coast University is directed to erect
125 suitable markers designating the Holmes Hall as described in
126 subsection (1).

127 Section 16. Lutgert Hall designated; Florida Gulf Coast
128 University to erect suitable markers.--

129 (1) The College of Business facility at Florida Gulf Coast
130 University is designated as "Lutgert Hall."

131 (2) Florida Gulf Coast University is directed to erect
132 suitable markers designating the Lutgert Hall as described in
133 subsection (1).

134 Section 17. Marleen and Harold Forkas Alumni Center
135 designated; Florida Atlantic University to erect suitable
136 markers.--

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

137 (1) The new alumni center at the Boca Raton campus of
138 Florida Atlantic University is designated as the "Marleen and
139 Harold Forkas Alumni Center."

140 (2) Florida Atlantic University is directed to erect
141 suitable markers designating the Marleen and Harold Forkas
142 Alumni Center as described in subsection (1).

143 Section 18. Patricia and Phillip Frost Art Museum
144 designated; Florida International University to erect suitable
145 markers.--

146 (1) The art museum on the campus of Florida International
147 University, University Park Campus in Miami, is designated as
148 the "Patricia and Phillip Frost Art Museum."

149 (2) Florida International University is directed to erect
150 suitable markers designating the Patricia and Phillip Frost Art
151 Museum as described in subsection (1).

152 Section 19. John S. Curran, M.D., Children's Health Center
153 designated; University of South Florida to erect suitable
154 markers.--

155 (1) Notwithstanding s. 267.062, Florida Statutes, the
156 building located at the University of South Florida which will
157 house the Children's Medical Services of the Department of
158 Health is designated as the "John S. Curran, M.D., Children's
159 Health Center."

160 (2) The University of South Florida is directed to erect
161 suitable markers designating the John S. Curran, M.D.,
162 Children's Health Center as described in subsection (1).

163 (3) This section shall take effect upon the effective date
164 of the retirement or resignation of John S. Curran from, or the
165 termination of his employment with, the University of South
166 Florida.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Section 20. William W. "Bill" Hinkley Center for Solid and Hazardous Waste Management designated; Department of Environmental Protection to erect suitable markers.--

(1) The Florida Center for Solid and Hazardous Waste Management in Gainesville is designated as the "William W. 'Bill' Hinkley Center for Solid and Hazardous Waste Management."

(2) The Department of Environmental Protection, in coordination with the University of Florida and the University of Florida Foundation, shall erect suitable markers designating the William W. "Bill" Hinkley Center for Solid and Hazardous Waste Management as described in subsection (1).

Section 21. (1) The Florida Agricultural and Mechanical University-Florida State University College of Engineering Building in Tallahassee is designated as the "Herbert F. Morgan Building."

(2) Florida Agricultural and Mechanical University and Florida State University may erect markers for designating the Herbert F. Morgan Building as described in subsection (1).

Section 22. (1) The School of Business and Industry Building at Florida Agricultural and Mechanical University is designated as the "Sybil C. Mobley Business Building."

(2) Florida Agricultural and Mechanical University is directed to erect suitable markers designating the Sybil C. Mobley Business Building.

Section 23. (1) The new Allied Health Building at Florida Agricultural and Mechanical University is designated as the "Margaret W. Lewis/Jacqueline B. Beck Allied Health Building."

(2) Florida Agricultural and Mechanical University is directed to erect suitable markers designating the Margaret W. Lewis/Jacqueline B. Beck Allied Health Building.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Section 24. (1) The Architecture Building at Florida Agricultural and Mechanical University is designated as the "Walter L. Smith Architecture Building."

(2) Florida Agricultural and Mechanical University is directed to erect suitable markers designating the Walter L. Smith Architecture Building.

Section 25. (1) The Archives Building at Florida Agricultural and Mechanical University is designated as the "Carrie Meek/James N. Eaton, Sr., Southeastern Regional Black Archives Research Center and Museum."

(2) Florida Agricultural and Mechanical University is directed to erect suitable markers designating the Carrie Meek/James N. Eaton, Sr., Southeastern Regional Black Archives Research Center and Museum.

Section 26. Hodges Stadium designated; University of North Florida to erect suitable markers.--

(1) The Multipurpose Classroom Building Number 46 at the University of North Florida is designated as "Hodges Stadium."

(2) The University of North Florida is authorized to erect suitable markers designating Hodges Stadium as described in subsection (1).

Section 27. Except as otherwise expressly provided in this act, this act shall take effect July 1, 2006.

===== T I T L E A M E N D M E N T =====

Remove everything before the enacting clause and insert:

A bill to be entitled

An act relating to building designations; designating a building located at the University of South Florida St.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

227 Petersburg as "H. William Heller Hall"; directing the
228 University of South Florida St. Petersburg to erect
229 suitable markers; designating a building in Lee County as
230 the Joseph P. D'Alessandro Office Complex; directing the
231 Department of Management Services to erect suitable
232 markers; designating the John M. McKay Visitors' Pavilion
233 at the John and Mabel Ringling Museum of Art at the
234 Florida State University Center for Cultural Arts;
235 designating the Reubin O'D. Askew Student Life Center, the
236 Sherrill Williams Ragans Hall, the John Thrasher Building,
237 the Mike Martin Field at Dick Howser Stadium, and the
238 JoAnne Graf Softball Field at Florida State University;
239 authorizing Florida State University to erect markers;
240 designating the Powell Family Structures and Materials
241 Laboratory, the Steinbrenner Band Hall, the Jim and Alexis
242 Pugh Hall, and the L. E. "Red" Larson Dairy Science
243 Building at the University of Florida; directing the
244 University of Florida to erect suitable markers;
245 designating the Kleist Health Education Center, the
246 Herbert J. Sugden Hall, Holmes Hall, and Lutgert Hall at
247 Florida Gulf Coast University; directing Florida Gulf
248 Coast University to erect suitable markers; designating
249 the new alumni center at the Boca Raton campus of Florida
250 Atlantic University as the "Marleen and Harold Forkas
251 Alumni Center"; directing Florida Atlantic University to
252 erect suitable markers; designating the art museum at the
253 University Park campus of Florida International University
254 as the "Patricia and Phillip Frost Art Museum"; directing
255 Florida International University to erect suitable
256 markers; designating the John S. Curran, M.D., Children's

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

257 Health Center at the University of South Florida;
258 directing the University of South Florida to erect
259 suitable markers; designating the Florida Center for Solid
260 and Hazardous Waste Management as the "William W. 'Bill'
261 Hinkley Center for Solid and Hazardous Waste Management";
262 directing the Department of Environmental Protection to
263 erect suitable markers; designating the FAMU-FSU College
264 of Engineering Building as the "Herbert F. Morgan
265 Building"; authorizing Florida Agricultural and Mechanical
266 University and Florida State University to erect markers;
267 designating the School of Business and Industry Building
268 at Florida Agricultural and Mechanical University as the
269 "Sybil C. Mobley Business Building"; providing for the
270 erection of markers; designating the Allied Health
271 Building at Florida Agricultural and Mechanical University
272 as the "Margaret W. Lewis/Jacqueline B. Beck Allied Health
273 Building"; providing for the erection of markers;
274 designating the Architecture Building at Florida
275 Agricultural and Mechanical University as the "Walter L.
276 Smith Architecture Building"; providing for the erection
277 of markers; designating the Archives Building at Florida
278 Agricultural and Mechanical University as the "Carrie
279 Meek/James N. Eaton, Sr., Southeastern Regional Black
280 Archives Research Center and Museum"; providing for the
281 erection of markers; designating the Multipurpose
282 Classroom Building Number 46 at the University of North
283 Florida as "Hodges Stadium"; authorizing the University of
284 North Florida to erect markers; providing effective dates.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. 263

COUNCIL/COMMITTEE ACTION

ADOPTED _____ (Y/N)
ADOPTED AS AMENDED _____ (Y/N)
ADOPTED W/O OBJECTION ☒ (Y/N)
FAILED TO ADOPT _____ (Y/N)
WITHDRAWN _____ (Y/N)
OTHER _____

1 Council/Committee hearing bill: Education Council

2 Representative Mealor offered the following:

3
4 **Amendment (with title amendment)**

5 Remove line 10-37 and insert:

6 Section 1. Paragraph (d) of subsection (3) of section
7 1009.97, Florida Statutes, is amended to read:

8 1009.97 General provisions.--

9 (3) DEFINITIONS.--As used in ss. 1009.97-1009.984, the
10 term:

11 (d) "Prepaid program" means the Stanley G. Tate Florida
12 Prepaid College Program established pursuant to s. 1009.98.

13 Section 2. Subsection (1) and paragraph (a) of subsection
14 (3) of section 1009.98, Florida Statutes, are amended to read:

15 1009.98 Stanley G. Tate Florida Prepaid College Program.--

16 (1) STANLEY G. TATE FLORIDA PREPAID COLLEGE PROGRAM;
17 CREATION.--There is created the Stanley G. Tate a Florida
18 Prepaid College Program to provide a medium through which the
19 cost of registration and dormitory residence may be paid in
20 advance of enrollment in a state postsecondary institution at a
21 rate lower than the projected corresponding cost at the time of

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

actual enrollment. Such payments shall be combined and invested in a manner that yields, at a minimum, sufficient interest to generate the difference between the prepaid amount and the cost of registration and dormitory residence at the time of actual enrollment. Students who enroll in a state postsecondary institution pursuant to this section shall be charged no fees in excess of the terms delineated in the advance payment contract.

(3) TRANSFER OF BENEFITS TO PRIVATE AND OUT-OF-STATE COLLEGES AND UNIVERSITIES AND TO CAREER CENTERS.--A qualified beneficiary may apply the benefits of an advance payment contract toward:

(a) An independent college or university that is located and chartered in Florida, ~~that is not for profit~~, that is accredited by the Commission on Colleges of the Southern Association of Colleges and Schools or the Accrediting Council for Independent Colleges and Schools, and that confers degrees as defined in s. 1005.02. Any advertisement disseminated by an eligible for-profit independent college or university which references the Stanley G. Tate Florida Prepaid College Program shall clearly state the following: "While the benefits of a Florida Prepaid College contract may be utilized at this institution, the Florida Prepaid College Board does not endorse any particular college or university."

The board shall transfer or cause to be transferred to the institution designated by the qualified beneficiary an amount not to exceed the redemption value of the advance payment contract at a state postsecondary institution. If the cost of registration or housing fees at such institution is less than the corresponding fees at a state postsecondary institution, the

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

52 amount transferred may not exceed the actual cost of
53 registration and housing fees. A transfer authorized under this
54 subsection may not exceed the number of semester credit hours or
55 semesters of dormitory residence contracted on behalf of a
56 qualified beneficiary. Notwithstanding any other provision in
57 this section, an institution must be an "eligible educational
58 institution" under s. 529 of the Internal Revenue Code to be
59 eligible for the transfer of advance payment contract benefits.

60 Section 3. Paragraph (c) of subsection (2) of section
61 732.402, Florida Statutes, is amended to read:

62 732.402 Exempt property.--

63 (2) Exempt property shall consist of:

64 (c) Stanley G. Tate Florida Prepaid College Program
65 contracts purchased and Florida College Savings agreements
66 established under part IV of chapter 1009.

67
68 ===== T I T L E A M E N D M E N T =====

69 Remove line(s) 3-5 and insert:

70 amending s. 1009.97, F.S.; renaming the Florida Prepaid College
71 Program; amending s. 1009.98, F.S.; deleting a restriction on
72 the types of postsecondary educational institutions to which a
73 qualified beneficiary may apply his or her benefits under the
74 Florida Prepaid College Program; requiring certain
75 advertisements to contain a disclaimer regarding the program;
76 amending s. 732.402, F.S.; conforming provisions;

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES
Amendment No. (for drafter's use only)

Bill No. 263

COUNCIL/COMMITTEE ACTION

ADOPTED — (Y/N)
ADOPTED AS AMENDED — (Y/N)
ADOPTED W/O OBJECTION — (Y/N)
FAILED TO ADOPT — (Y/N)
WITHDRAWN ☒ (Y/N)
OTHER —

Withdrawn

Council/Committee hearing bill: Education Council

Representative(s) Arza offered the following:

Amendment to Amendment (1) by Representative Mealor (with title amendment)

Remove line 37 and insert:
for Independent Colleges and Schools or the Accrediting Commission of Colleges and Schools of Technology, and that confers degrees

===== T I T L E A M E N D M E N T =====

Remove line 74 and insert:
Florida Prepaid College Program; providing for an additional accrediting body; requiring certain

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. 795 CS

COUNCIL/COMMITTEE ACTION

ADOPTED _____ (Y/N)
ADOPTED AS AMENDED _____ (Y/N)
ADOPTED W/O OBJECTION ✓ (Y)/N
FAILED TO ADOPT _____ (Y/N)
WITHDRAWN _____ (Y/N)
OTHER _____

1 Council/Committee hearing bill: Education Council

2 Representative Flores offered the following:

3
4 **Amendment (with directory and title amendments)**

5 Remove line(s) 99- 118 and insert:

6 Section 2. Section 1009.255, Florida Statutes, is created
7 to read:

8 1009.255 Out-of-state fee exemption.--

9 (1) A student who meets all of the following requirements
10 may be eligible for an exemption from paying out-of-state fees
11 assessed pursuant to s. 1009.22, s. 1009.23, or s. 1009.24:

12 (a) The student has resided in Florida with a parent for
13 at least 3 consecutive years immediately preceding the date the
14 student received a high school diploma, or its equivalent, and
15 has attended a Florida public high school for at least 3
16 consecutive school years during such time.

17 (b) The student has been accepted by and enrolls in a
18 Florida community college or state university within 12 months
19 of receiving the high school diploma, or its equivalent.

20 (c) The student has submitted an application for the
21 exemption to the Department of Education, in the manner

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

prescribed by the department by the deadline established by the department.

(2) (a) For the 2006-2007 academic year, the department shall distribute the exemptions in the following manner:

1. To the first 1,500 students currently enrolled in a Florida community college or state university with a cumulative grade point average of at least 2.0 who submit an application to the department and meet the criteria in subsection (1)

2. To the top 500 students in academic performance in Florida public high schools who submit an application to the department and meet the criteria in subsection (1).

(b) Beginning with the 2007-2008 academic year, the Department of Education shall issue no more than 500 new exemptions per year to the top 500 students in academic performance in Florida public high schools who submit an application to the department and meet the criteria in subsection (1).

(c) In order to retain the exemption, a student must complete at least 12 semester credit hours or the equivalent in the previous academic year and maintain at least a 2.0 cumulative grade point average.

(3) (a) The Department of Education shall administer the exemption program, develop an application form, and establish deadlines and guidelines for student participation.

(b) The department shall issue the exemptions by August 31 of each year and shall notify the student and the community college or state university in which the student is enrolled.

(4) The exemption may not be used for remedial courses or for graduate or professional level courses.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

===== T I T L E A M E N D M E N T =====

Remove line(s) 14-16 and insert:

Participating in the program; creating s. 1009.255, F.S.;
providing an out-of-state fee exemption; providing eligibility
criteria for the out-of-state fee exemption; limiting
participation in the program; requiring the Department of
Education to administer the exemption program; providing

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

Bill No. 873 CS

COUNCIL/COMMITTEE ACTION

ADOPTED / (Y/N) *with roll call vote*
ADOPTED AS AMENDED (Y/N)
ADOPTED W/O OBJECTION (Y/N)
FAILED TO ADOPT (Y/N)
WITHDRAWN (Y/N)
OTHER

Council/Committee hearing bill: Education Council
Representative Flores offered the following:

Amendment (with title amendment)

Between lines 33 and 34 insert:

Section 3. Patricia and Phillip Frost Art Museum
designated; Florida International University to erect suitable
markers.-

(1) The art museum on the campus of Florida International
University, University Park Campus in Miami, is designated as
the "Patricia and Phillip Frost Art Museum."

(2) The Florida International University is directed to
erect suitable markers designating the Patricia and Phillip
Frost Art Museum as described in subsection (1).

===== T I T L E A M E N D M E N T =====

Remove line(s) 11 and insert:

Herbert F. Morgan Building; designating the art museum at the
University Park Campus of Florida International University as

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

21 the Patricia and Phillip Frost Art Museum; directing the
22 erection of

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BILL NO
Subject
Date Received
Date Reported

☐ Favorable

☒ Favorable with Committee Substitute

☐ Temporarily Passed

☐ Favorable with
☐ Unfavorable
☐ Reconsidered

Amendments

Other Action:

[illegible][illegible]

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. 1237

COUNCIL/COMMITTEE ACTION

ADOPTED _____ (Y/N)
ADOPTED AS AMENDED _____ (Y/N)
ADOPTED W/O OBJECTION ☒ (Y/N)
FAILED TO ADOPT _____ (Y/N)
WITHDRAWN _____ (Y/N)
OTHER _____

Council/Committee hearing bill: Education Council
Representative(s) Meador, Cannon, and Rivera offered the
following:

Amendment (with title amendment)

Between line(s) 303 and 304 insert:

Section 3. Section 1004.384, Florida Statutes, is created
to read:

1004.384 University of Central Florida College of
Medicine.--As approved by the Board of Governors of the State
University System on March 23, 2006, a College of Medicine is
authorized at the University of Central Florida.

Section 4. Section 1004.385, Florida Statutes, is created
to read:

1004.385 Florida International University College of
Medicine.--As approved by the Board of Governors of the State
University System on March 23, 2006, a College of Medicine is
authorized at Florida International University.

===== T I T L E A M E N D M E N T =====

Remove line(s) 36 and insert:

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

22 providing appropriations; creating s. 1004.384, F.S.;

23 authorizing a College of Medicine at the University of Central

24 Florida; creating s. 1004.385, F.S.; authorizing a College of

25 Medicine at Florida International University; providing an

26 effective date.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. SA 1

Bill No. 7119

COUNCIL/COMMITTEE ACTION

ADOPTED _____ (Y/N)
ADOPTED AS AMENDED _____ (Y/N)
ADOPTED W/O OBJECTION 7 (Y/N)
FAILED TO ADOPT _____ (Y/N)
WITHDRAWN _____ (Y/N)
OTHER _____

Council/Committee hearing bill: Education Council

Representative Arza offered the following:

**Substitute Amendment for Amendment 1 by Representative
Llorente (with title amendment)**

Between lines 81 and 82 insert a new Section 4 and renumber
subsequent sections.

Section 4. Subsection (10) is added to section 1006.20,
Florida Statutes, to read:

1006.20 Athletics in public K-12 schools.--

(10) RANDOM DRUG TESTING PROGRAM.--

(a) Contingent upon funding, and to the degree funded, the
organization shall facilitate a 1-year program during the 2006-
2007 academic year in which students in grades 9 through 12 in
its member schools who participate in postseason competition in
football, baseball, and weightlifting governed by the
organization shall be subject to random testing for the use of
anabolic steroids as defined in s. 893.03(3)(d). All schools,
both public and private, shall consent to the provisions of this

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. SA 1

subsection as a prerequisite for membership in the organization
for the duration of the program.

(b) The organization's board of directors shall establish
procedures for the conduct of the program that, at a minimum,
shall provide for the following:

1. The organization shall select and enter into a contract
with a testing agency that will administer the testing program.
The laboratory utilized by the testing agency to analyze
specimens shall be accredited by the World Anti-Doping Agency.

2. A maximum of 1 percent of the total students who
participate in postseason competition in football, baseball and
weightlifting shall be randomly selected to undergo a test.

3. Each member school shall report to the organization the
names of students who will represent the school in football,
baseball and weightlifting. A student shall not be eligible to
participate in interscholastic athletics in any of these sports
in a member school until the student's name has been reported to
the organization by the school in the year in which such
participation is to occur.

4. The organization shall provide to the testing agency
all names of students that are submitted by its member schools.
The testing agency shall make its random selections for testing
from these names.

5. The testing agency shall notify not fewer than 7 days
in advance both the administration of a school and the
organization of the date on which its representatives will be
present at the school to collect a specimen from a randomly
selected student. However, the name of the student from which a
specimen is to be collected shall not be disclosed.

6. The finding of a drug test shall be separate from a
student's educational records and shall be disclosed by the

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. SA 1

53 testing agency only to the organization, the student, the
54 student's parent, the administration of the student's school,
55 and the administration of any school to which the student may
56 transfer during a suspension from participation in
57 interscholastic athletics resulting from a positive finding.

58 (c) Each student who wishes to participate in football,
59 baseball, or weightlifting and his or her parent must consent to
60 the provisions of this subsection as a prerequisite for athletic
61 eligibility. This consent shall be in writing on a form
62 prescribed by the organization and provided to the student by
63 his or her school. Failure to complete and sign the consent form
64 shall result in the student's ineligibility to participate in
65 all interscholastic athletics. The consent form shall include
66 the following information:

- 67 1. A brief description of the drug testing program.
68 2. The penalties for a first, second, and third positive
69 finding.
70 3. The procedure for challenging a positive finding.
71 4. The procedure for appealing a prescribed penalty.

72 (d) A student who is selected for testing and fails to
73 provide a specimen shall be immediately suspended from
74 interscholastic athletic practice and competition until such
75 time as a specimen is provided.

76 (e) If a student tests positive in a test administered
77 under this subsection, the administration of the school the
78 student attends shall immediately:

- 79 1. Suspend the student from participation in all
80 interscholastic athletic practice and competition.
81 2. Notify and schedule a meeting with the student and his
82 or her parent during which the principal or his or her designee
83 shall review with them the positive finding, the procedure for

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. SA 1

84 challenging the positive finding, the prescribed penalties, and
85 the procedure for appealing the prescribed penalties.

86 (f) For a positive finding, the student shall be suspended
87 from all interscholastic athletic practice and competition for a
88 period of 90 school days and shall be subject to a mandatory
89 exit test for restoration of eligibility no sooner than the 60th
90 school day of the suspension. If the exit test is negative, the
91 organization shall restore the eligibility of the student at the
92 conclusion of the 90-school-day period of suspension. If the
93 exit test is positive, the student shall remain suspended from
94 all interscholastic athletic practice and competition until such
95 time as a subsequent retest of the student results in a negative
96 finding. The student shall be subject to repeated tests for the
97 duration of his or her high school athletic eligibility.

98 (g) In addition to the penalties prescribed in paragraph
99 (f), a student who tests positive in a test administered under
100 this subsection shall attend and complete an appropriate
101 mandatory drug education program conducted by the student's
102 school, the student's school district, or a third-party
103 organization contracted by the school or school district to
104 conduct such an education program.

105 (h) The following due process shall be afforded each
106 student who tests positive in a test administered under this
107 subsection:

108 1. The member school may challenge a positive finding and
109 must challenge a positive finding at the request of the student.
110 A sample of the original specimen provided by the student and
111 retained by the testing agency shall be analyzed. The member
112 school or the student's parent shall pay the cost of the
113 analysis. If the analysis results in a positive finding, the
114 student shall remain ineligible until the prescribed penalty is

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. SA 1

15 fulfilled. If the analysis results in a negative finding, the
116 organization shall immediately restore the eligibility of the
117 student and shall refund to the member school or student's
118 parent the cost of the analysis. The student shall remain
119 suspended from interscholastic athletic practice and competition
120 during the challenge.

121 2.a. A member school may appeal to the organization's
122 commissioner the period of ineligibility imposed on a student as
123 a result of a positive finding and must appeal at the request of
124 the student. The commissioner may require the student to
125 complete the prescribed penalty, reduce the prescribed penalty
126 by one-half, or provide complete relief from the prescribed
127 penalty. Regardless of the decision of the commissioner, the
128 student shall remain ineligible until the student tests negative
129 on the mandatory exit test and the student's eligibility is
130 restored by the organization.

131 b. Should the school or student be dissatisfied with the
132 decision of the commissioner, the school may pursue the appeal
133 before the organization's board of directors and must do so at
134 the request of the student. The board of directors may require
135 the student to complete the prescribed penalty, reduce the
136 prescribed penalty by one-half, or provide complete relief from
137 the prescribed penalty. Regardless of the decision of the board
138 of directors, the student shall remain ineligible until the
139 student tests negative on the mandatory exit test and the
140 student's eligibility is restored by the organization. The
141 decision of the board of directors on each appeal shall be
142 final.

143 c. Technical experts may serve as consultants to both the
144 organization's commissioner and its board of directors in
145 connection with such appeals.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. SA 1

146 (i) No later than October 1, 2007, the organization shall
147 submit to the President of the Senate and the Speaker of the
148 House of Representatives a report on the results of the program.
149 The report shall include statistics on the number of students
150 tested; the number of violations; the number of challenges and
151 their results; the number of appeals and their dispositions; and
152 the costs incurred by the organization in the administration of
153 the program, including attorney's fees and other expenses of
154 litigation.

155 (j) The organization, members of its board of directors,
156 and its employees and member schools and their employees are
157 exempt from civil liability arising from any act or omission in
158 connection with the program conducted under this subsection. The
159 Department of Legal Affairs shall defend the organization,
160 members of its board of directors, and its employees and member
161 schools and their employees in any action against such parties
162 arising from any such act or omission. In providing such
163 defense, the Department of Legal Affairs may employ or utilize
164 the legal services of outside counsel.

165 (k) The program shall be conducted to the extent funded by
166 the Legislature. In order to conduct the program within
167 appropriated funds, the organization is authorized to implement
168 the program in only one or two of the named sports. All
169 expenses of the program shall be paid with funds appropriated by
170 the Legislature. Such expenses shall include, but not be limited
171 to, all fees and expenses charged by the testing agency for
172 administrative services, specimen collection services, and
173 specimen analysis; all administrative expenses incurred by the
174 organization in the facilitation of the program; and all
175 attorney's fees and other expenses of litigation resulting from
176 legal challenges related to the program.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. SA 1

(1) The provisions of this subsection shall expire on June 30, 2007, or at such earlier date as appropriated funds are exhausted.

===== T I T L E A M E N D M E N T =====

Remove lines 6 through 16 and insert:

An act relating to interscholastic athletics; requiring the Florida High School Athletic Association to hold certain bylaws in abeyance; providing for creation of a task force to review student athlete recruiting issues; providing for task force membership and duties; requiring recommendations to the Governor and the Legislature; requiring the Office of Program Policy Analysis and Government Accountability to conduct a review of recruiting violations by Florida High School Athletic Association member schools; providing an appropriation; amending s. 1006.20, F.S.; requiring the Florida High School Athletic Association to facilitate a 1-year drug testing program to randomly test for anabolic steroids in students in grades 9 through 12 who participate in postseason competition in football, baseball, and weightlifting in its member schools; requiring schools to consent to the provisions of the program as a prerequisite for membership in the organization; requiring the organization to establish procedures for the conduct of the program, including contracting with a testing agency to administer the program; providing that the finding of a drug test shall be separate from a student's educational records; providing for disclosure; requiring students and

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. SA 1

208 their parents to consent to the provisions of the program
209 as a prerequisite for eligibility to participate in
210 interscholastic athletics; providing penalties for
211 students selected for testing who fail to provide a
212 specimen; requiring the administration of a school to meet
213 with a student who tests positive and his or her parent to
214 review the finding, penalties, and procedure for challenge
215 and appeal; providing penalties for positive findings;
216 providing due process procedures for challenge and appeal;
217 requiring the organization to provide a report to the
218 Legislature on the results of the program; providing an
219 exemption from civil liability resulting from
220 implementation of the program; requiring the Department of
221 Legal Affairs to provide defense in claims of civil
222 liability; requiring program expenses to be paid through
223 legislative appropriation; providing for expiration of the
224 program; providing an appropriation; providing an
225 effective date.
226

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

Bill No. 7119

COUNCIL/COMMITTEE ACTION

ADOPTED _____ (Y/N)

ADOPTED AS AMENDED _____ (Y/N)

ADOPTED W/O OBJECTION _____ (Y/N)

FAILED TO ADOPT _____ (Y/N)

WITHDRAWN _____ (Y/N)

OTHER _____

✓ (SA1 Adopted)

Council/Committee hearing bill: Education Council

Representative(s) Llorente offered the following:

Amendment (with title amendment)

Between line(s) 81 and 82, insert:

Section 4. Subsection (10) is added to section 1006.20,

Florida Statutes, to read:

1006.20 Athletics in public K-12 schools.--

(10) RANDOM DRUG TESTING PROGRAM.--

(a) The organization shall facilitate a 3-year program during the 2006-2007, 2007-2008, and 2008-2009 academic years in which students in grades 9 through 12 in its member schools who participate in postseason competition in interscholastic athletics governed by the organization shall be subject to random testing for the use of anabolic steroids as defined in s. 893.03(3)(d). All schools, both public and private, shall consent to the provisions of this subsection as a prerequisite for membership in the organization for the duration of the program.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

20 (b) The organization's board of directors shall establish
21 procedures for the conduct of the program that, at a minimum,
22 shall provide for the following:

23 1. The organization shall select and enter into a contract
24 with a testing agency that will administer the testing program.
25 The laboratory utilized by the testing agency to analyze
26 specimens shall be accredited by the World Anti-Doping Agency.

27 2. A minimum of 1 percent of the total students who
28 participate in postseason competition in each interscholastic
29 sport, based on participation numbers reported to the
30 organization during the preceding academic year, shall be
31 randomly selected to undergo a test in each year of the program.

32 3. Each member school shall report to the organization
33 each year the names of students who will represent the school in
34 interscholastic athletics during that year. A student shall not
35 be eligible to participate in interscholastic athletics in a
36 member school until the student's name has been reported to the
37 organization by the school in the year in which such
38 participation is to occur.

39 4. Each year, the organization shall provide to the
40 testing agency all names of students participating in postseason
41 competition that are submitted by its member schools. The
42 testing agency shall make its random selections for testing from
43 these names.

44 5. The testing agency shall notify not fewer than 7 days
45 in advance both the administration of a school and the
46 organization of the date on which its representatives will be
47 present at the school to collect a specimen from a randomly
48 selected student. However, the name of the student from which a
49 specimen is to be collected shall not be disclosed.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

50 6. The finding of a drug test shall be separate from a
51 student's educational records and shall be disclosed by the
52 testing agency only to the organization, the student, the
53 student's parent, the administration of the student's school,
54 and the administration of any school to which the student may
55 transfer during a suspension from participation in
56 interscholastic athletics resulting from a positive finding.

57 (c) In each year of the program, each student who wishes
58 to participate in interscholastic athletics and his or her
59 parent must consent to the provisions of this subsection as a
60 prerequisite for athletic eligibility. This consent shall be in
61 writing on a form prescribed by the organization and provided to
62 the student by his or her school. Failure to complete and sign
63 the consent form shall result in the student's ineligibility to
64 participate in all interscholastic athletics. The consent form
65 shall include the following information:

- 66 1. A brief description of the drug testing program.
67 2. The penalties for a first, second, and third positive
68 finding.
69 3. The procedure for challenging a positive finding.
70 4. The procedure for appealing a prescribed penalty.

71 (d) A student who is selected for testing and fails to
72 provide a specimen shall be immediately suspended from
73 interscholastic athletic practice and competition until such
74 time as a specimen is provided.

75 (e) If a student tests positive in a test administered
76 under this subsection, the administration of the school the
77 student attends shall immediately:

- 78 1. Suspend the student from participation in all
79 interscholastic athletic practice and competition.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No.1 (for drafter's use only)

2. Notify and schedule a meeting with the student and his or her parent during which the principal or his or her designee shall review with them the positive finding, the procedure for challenging the positive finding, the prescribed penalties, and the procedure for appealing the prescribed penalties.

(f) The following penalties are prescribed for positive findings resulting from tests administered under this subsection:

1. For a first positive finding, the student shall be suspended from all interscholastic athletic practice and competition for a period of 90 school days and shall be subject to a mandatory exit test for restoration of eligibility no sooner than the 60th school day of the suspension. If the exit test is negative, the organization shall restore the eligibility of the student at the conclusion of the 90-school-day period of suspension. If the exit test is positive, the student shall remain suspended from all interscholastic athletic practice and competition until such time as a subsequent retest of the student results in a negative finding. The student shall be subject to repeated tests for the duration of his or her high school athletic eligibility.

2. For a second positive finding, the student shall be suspended from all interscholastic athletic practice and competition for a period of 1 calendar year and shall be subject to a mandatory exit test for restoration of eligibility no sooner than the 11th month of the suspension. If the exit test is negative, the organization shall restore the eligibility of the student at the conclusion of the 1-calendar-year period of suspension. If the exit test is positive, the student shall remain suspended from all interscholastic athletic practice and

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

10 competition until such time as a subsequent retest of the
111 student results in a negative finding. The student shall be
112 subject to repeated tests for the duration of his or her high
113 school athletic eligibility.

114 3. For a third positive finding, the student shall be
115 permanently suspended from all interscholastic athletic practice
116 and competition.

117 (g) In addition to the penalties prescribed in paragraph
118 (f), a student who tests positive in a test administered under
119 this subsection shall attend and complete an appropriate
120 mandatory drug education program conducted by the student's
121 school, the student's school district, or a third-party
122 organization contracted by the school or school district to
123 conduct such an education program.

124 (h) The following due process shall be afforded each
125 student who tests positive in a test administered under this
126 subsection:

127 1. The member school may challenge a positive finding and
128 must challenge a positive finding at the request of the student.
129 A sample of the original specimen provided by the student and
130 retained by the testing agency shall be analyzed. The member
131 school or the student's parent shall pay the cost of the
132 analysis. If the analysis results in a positive finding, the
133 student shall remain ineligible until the prescribed penalty is
134 fulfilled. If the analysis results in a negative finding, the
135 organization shall immediately restore the eligibility of the
136 student and shall refund to the member school or student's
137 parent the cost of the analysis. The student shall remain
138 suspended from interscholastic athletic practice and competition
139 during the challenge.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

140 2.a. A member school may appeal to the organization's
141 commissioner the period of ineligibility imposed on a student as
142 a result of a positive finding and must appeal at the request of
143 the student. The commissioner may require the student to
144 complete the prescribed penalty, reduce the prescribed penalty
145 by one-half, or provide complete relief from the prescribed
146 penalty. Regardless of the decision of the commissioner, the
147 student shall remain ineligible until the student tests negative
148 on the mandatory exit test and the student's eligibility is
149 restored by the organization.

150 b. Should the school or student be dissatisfied with the
151 decision of the commissioner, the school may pursue the appeal
152 before the organization's board of directors and must do so at
153 the request of the student. The board of directors may require
154 the student to complete the prescribed penalty, reduce the
155 prescribed penalty by one-half, or provide complete relief from
156 the prescribed penalty. Regardless of the decision of the board
157 of directors, the student shall remain ineligible until the
158 student tests negative on the mandatory exit test and the
159 student's eligibility is restored by the organization. The
160 decision of the board of directors on each appeal shall be
161 final.

162 c. Technical experts may serve as consultants to both the
163 organization's commissioner and its board of directors in
164 connection with such appeals.

165 (i) No later than October 1 following each year of the
166 program, the organization shall submit to the President of the
167 Senate and the Speaker of the House of Representatives a report
168 on the results of the program for that year, as well as the
169 aggregate results of the program to date. The report shall

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

170 include statistics on the number of students tested; the number
171 of first, second, and third violations; the number of challenges
172 and their results; the number of appeals and their dispositions;
173 and the costs incurred by the organization in the administration
174 of the program, including attorney's fees and other expenses of
175 litigation.

176 (j) The organization, members of its board of directors,
177 and its employees and member schools and their employees are
178 exempt from civil liability arising from any act or omission in
179 connection with the program conducted under this subsection. The
180 Department of Legal Affairs shall defend the organization,
181 members of its board of directors, and its employees and member
182 schools and their employees in any action against such parties
183 arising from any such act or omission. In providing such
184 defense, the Department of Legal Affairs may employ or utilize
185 the legal services of outside counsel.

186 (k) All expenses of the program shall be paid with funds
187 appropriated by the Legislature. Such expenses shall include,
188 but not be limited to, all fees and expenses charged by the
189 testing agency for administrative services, specimen collection
190 services, and specimen analysis; all administrative expenses
191 incurred by the organization in the facilitation of the program;
192 and all attorney's fees and other expenses of litigation
193 resulting from legal challenges related to the program.

194 (l) The provisions of this subsection shall expire on June
195 30, 2009, or at such earlier date as appropriated funds are
196 exhausted.

197 Section 5. There shall be appropriated from the General
198 Revenue Fund to the Florida High School Athletic Association the
199 no more than \$500,000 for the purpose of administering the

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

provisions of s. 1006.20(10), Florida Statutes, as created by
this act. Any unexpended or unencumbered balance remaining at
the end of fiscal year 2008-2009 shall revert to the General
Revenue Fund.

===== T I T L E A M E N D M E N T =====

Remove the entire title and insert:

A bill to be entitled

An act relating to high school athletics; requiring the
Florida High School Athletic Association to hold certain
bylaws in abeyance; providing for creation of a task force
to review student athlete recruiting issues; providing for
task force membership and duties; requiring
recommendations to the Governor and the Legislature;
requiring the Office of Program Policy Analysis and
Government Accountability to conduct a review of
recruiting violations by Florida High School Athletic
Association member schools; providing an appropriation;
amending s. 1006.20, F.S.; requiring the Florida High
School Athletic Association to facilitate a 3-year drug
testing program; providing for random testing for use of
anabolic steroids by students in grades 9 through 12 who
participate in postseason competition in interscholastic
athletics in member schools; requiring schools to consent
to the provisions of the program as a prerequisite for
membership in the organization; requiring the organization
to establish procedures for the conduct of the program,
including contracting with a testing agency to administer
the program; providing that the finding of a drug test
shall be separate from a student's educational records;

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

30 providing for disclosure; requiring students and their
231 parents to consent to the provisions of the program as a
232 prerequisite for eligibility to participate in
233 interscholastic athletics; providing penalties for
234 students selected for testing who fail to provide a
235 specimen; requiring the administration of a school to meet
236 with a student who tests positive and his or her parent to
237 review the finding, penalties, and procedure for challenge
238 and appeal; providing penalties for first, second, and
239 third positive findings; providing due process procedures
240 for challenge and appeal; requiring the organization to
241 provide an annual report to the Legislature on the results
242 of the program; providing an exemption from civil
243 liability resulting from implementation of the program;
244 requiring the Department of Legal Affairs to provide
45 defense in claims of civil liability; requiring program
246 expenses to be paid through legislative appropriation;
247 providing for expiration of the program; providing an
248 appropriation; providing an effective date.

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